

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION

GORDON SIEVERT, Individually and on Behalf ) Case No.: 16-cv-1547  
of All Others Similarly Situated, )  
Plaintiff, ) **NOTICE OF DISMISSAL WITH  
vs. ) PREJUDICE**  
CARSON SMITHFIELD, LLC, ) Hon. Lynn Adelman  
Defendant. )

---

THE PLAINTIFF, Gordon Sievert, by counsel, Ademi & O'Reilly LLP, hereby gives notice pursuant to Rule 41 of the Federal Rules of Civil Procedure that this action is dismissed with prejudice and without costs to either party. No class has been certified in this case, and therefore Rule 23(e) of the Federal Rules of Civil Procedure does not apply. Further, the Defendant, Carson Smithfield, LLC, has not served an answer or motion for summary judgment, and therefore, dismissal does not require a court order, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

Dated this 8<sup>th</sup> day of February 2017.

By: s/ Mark A. Eldridge  
Mark A. Eldridge (SBN: 1089944)  
ADEMI & O'REILLY, LLP  
3620 East Layton Avenue  
Cudahy, WI 53110  
meldridge@ademilaw.com  
tel (414) 482-8000  
fax (414) 482-8001